



221 E. Fourth St.  
P.O. Box 2301  
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August 1, 2006

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PUBLIC SERVICE  
COMMISSION

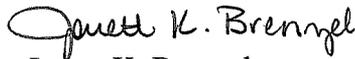
Ms. Beth O'Donnell  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, Kentucky 40602

RE: Inquiry Into Limitations of Use for Tariffed Services Designated or Otherwise  
Referred to as Unlimited—Case No. 2005-00186

Dear Ms. O'Donnell:

Enclosed are an original and four (4) copies of Cincinnati Bell Telephone Company LLC and Cincinnati Bell Any Distance Inc.'s Responses to the Attorney General's Supplemental Requests for Information in the above-captioned proceeding. A duplicate original copy of this letter is enclosed; please date-stamp this copy as acknowledgement of its receipt and return it in the enclosed, self-addressed envelope. Questions regarding this filing may be directed to me at the above address or by telephone at (513) 397-7260.

Sincerely,

  
Jouett K. Brenzel  
Cincinnati Bell

Enclosures

cc: Attorney General of the Commonwealth  
of Kentucky

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

INQUIRY INTO LIMITATIONS )  
OF USE FOR TARIFFED SERVICES ) ADMINISTRATIVE  
DESIGNATED OR OTHERWISE ) CASE NO. 2005-00186  
REFERRED TO AS UNLIMITED )

CINCINNATI BELL TELEPHONE COMPANY LLC  
AND CINCINNATI BELL ANY DISTANCE INC.'S  
RESPONSES TO ATTORNEY GENERAL'S SUPPLEMENTAL  
INFORMATION REQUESTS

Cincinnati Bell Telephone Company LLC ("CBT") and Cincinnati Bell Any Distance Inc. ("CBAD") hereby file their responses to the supplemental information requests presented by the Attorney General in the above-captioned proceeding.

**1. State whether your company has changed any tariffs applicable to plans described, named or marketed as "unlimited" as previously identified in your responses to the Commission's first set of Data Requests, and if so, please attach/enclose copies of same.**

Effective September 1, 2005, CBAD amended its tariff for Custom Connections Unlimited (Product 599) in two respects. First, language was added to reflect the fact that monthly call details would be provided via the Internet. Second, language was added to allow for a discount to customers who selected electronic billing via the Internet. There were no changes made to Custom Connections Unlimited (Product 063).

CBT has not changed the terms or product descriptions related to its unlimited local service offerings since its original response to the Commission's Data Requests.

**2. With regard to any such plans, state specifically whether the word "unlimited" refers to minutes of use, area(s) of calling, or both. If the word "unlimited" modifies any other terms(s) in the applicable tariff(s), please identify the term(s) so modified.**

The term "unlimited" refers to both minutes of use and area(s) of calling as used to describe CBAD's unlimited long distance plans.

The term "unlimited" refers to minutes of use within the defined local calling areas applicable to CBT customers as set forth in CBT's local exchange tariffs.

**3. With regard to any such plans, state:**

- a. whether the tariff indicates that a penalty of any type or sort (including relegating the customer to a different plan) may apply in the event the customer exceeds any limitation on number of minutes included in the plan;**

Neither CBAD nor CBT's tariffs contain any limitation on the number of minutes included in their respective unlimited service offerings.

- b. the nature of the penalty;**

Neither CBAD nor CBT impose any penalty for exceeding a limitation of minutes, as there are no such limitations in their respective tariffs.

- c. whether the penalty has ever been imposed;**

Not applicable.

- d. whether notice of the penalty is provided to the consumer, and if so, identify precisely where in the tariff or other materials (including but not limited to contract, advertising or marketing materials) such notice is located, and cite the complete language of any and all such notice(s).**

While there is no limitation on the number of minutes included in either CBAD or CBT's unlimited service offers, their respective tariffs provide for certain use restrictions applicable to services.

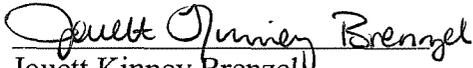
CBAD's Kentucky P.S.C. Tariff No. 1, 6<sup>th</sup> Revised Page 120.4 and 2<sup>nd</sup> Revised Page 120.5 provide that the unlimited plans "[are] to be used for reasonable personal, non-commercial use only." (See Exhibits A and B.) CBAD specifically "reserves the right to disconnect upon notice as required by applicable law any prohibited transmissions or uses and to terminate [the unlimited] plan in the event of a violation of the foregoing use restrictions or in the event of an excessive number of calls during a fixed period, heavy usage during business hours, heavy usage concentrated over consecutive dates, usage that may be deemed to be business use or usage that originates from a phone line that is listed as a business line by any government agency, telephone directory, business letterhead or phone company." Moreover, marketing materials that promote unlimited long distance services state: "Unlimited long distance plan is for wireline residential use only, as defined in tariff." (See Exhibit C.)

As described in CBAD's responses to the original Data Requests, CBAD sends a customer whose use appears to violate the use restrictions a letter notifying the customer that his/her calling patterns indicate a use that is inconsistent with the terms of the tariff. The letter asks that the customer contact CBAD to discuss his/her long distance service and concludes that the customer's service will be disconnected if the customer fails to do so and the questionable calling pattern continues. CBAD has disconnected only three customers as a result of the

customers' violation of the tariff restrictions since the unlimited plans were introduced in February 2004.

With respect to local exchange service, CBT reserves the right to discontinue or refuse service for reasons including non-payment, failure to make a suitable deposit, use of the service in such a manner as to interfere with the reasonable use of the service of other customers, use of the service for any purpose other than as a means of communication, use of the service to commit fraud, and any other violation of CBT's tariff. Customers are notified prior to disconnection of service in accordance with Commission rules. See CBT's Exchange Rate Tariff PSCK No. 2 and General Exchange Tariff PSCK No. 3.

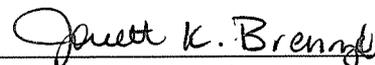
Respectfully submitted,

  
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201 East Fourth Street  
Room 103-1280  
Cincinnati, Ohio 45202  
(513) 397-7260

Attorney for Cincinnati Bell Telephone  
Company LLC and Cincinnati Bell Any  
Distance Inc.

## CERTIFICATE OF SERVICE

It is hereby certified that a true and accurate copy of the foregoing was served on the individuals on the attached Service List by first-class mail, postage prepaid, on the 1st day of August 2006.



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